### Senate



General Assembly

File No. 640

January Session, 2011

Substitute Senate Bill No. 1044

Senate, April 27, 2011

The Committee on Judiciary reported through SEN. COLEMAN of the 2nd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

# AN ACT REQUIRING THE DEPARTMENT OF CHILDREN AND FAMILIES TO BE NOTIFIED WHEN A YOUTH IS ARRESTED FOR PROSTITUTION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. Subsection (c) of section 46b-133 of the general statutes is
- 2 repealed and the following is substituted in lieu thereof (Effective
- 3 October 1, 2011):
- 4 (c) (1) Upon the arrest of any child by an officer, such officer may
- [(1)] (A) release the child to the custody of the child's parent or parents,
- 6 guardian or some other suitable person or agency, [(2)] (B) at the
- 7 discretion of the officer, release the child to the child's own custody, or
- 8 [(3)] (C) immediately turn the child over to a juvenile detention center.
- 9 When a child is arrested for the commission of a delinquent act and the
- 10 child is not placed in detention or referred to a diversionary program,
- an officer shall serve a written complaint and summons on the child
- 12 and the child's parent, guardian or some other suitable person or
- 13 agency. If such child is released to the child's own custody, the officer

sSB1044 File No. 640

14 shall make reasonable efforts to notify, and to provide a copy of a 15 written complaint and summons to, the parent or guardian or some 16 other suitable person or agency prior to the court date on the 17 summons. If any person so summoned wilfully fails to appear in court 18 at the time and place so specified, the court may issue a warrant for the 19 child's arrest or a capias to assure the appearance in court of such 20 parent, guardian or other person. If a child wilfully fails to appear in 21 response to such a summons, the court may order such child taken into 22 custody and such child may be charged with the delinquent act of 23 wilful failure to appear under section 46b-120. The court may punish 24 for contempt, as provided in section 46b-121, any parent, guardian or 25 other person so summoned who wilfully fails to appear in court at the 26 time and place so specified.

(2) Upon the arrest of any youth by an officer for a violation of section 53a-82, such officer shall immediately report an allegation of abuse or neglect to the Department of Children and Families.

This act shall take effect as follows and shall amend the following			
sections:			
Section 1	October 1, 2011	46b-133(	(c)

**KID** Joint Favorable Subst. C/R JUD

JUD Joint Favorable

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sSB1044 File No. 640

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

### **OFA Fiscal Note**

State Impact: None

Municipal Impact: None

Explanation

The bill, which requires law enforcement officers who arrest a 16- or 17-year-old on prostitution charges to report alleged child abuse or neglect to the Department of Children and Families, results in no fiscal impact to the state or municipalities.

The Out Years

State Impact: None

**Municipal Impact:** None

sSB1044 File No. 640

## OLR Bill Analysis sSB 1044

AN ACT REQUIRING THE DEPARTMENT OF CHILDREN AND FAMILIES TO BE NOTIFIED WHEN A YOUTH IS ARRESTED FOR PROSTITUTION.

#### **SUMMARY:**

This bill requires law enforcement officers who arrest a 16- or 17-year-old on prostitution charges to immediately report alleged child abuse or neglect to the Department of Children and Families.

EFFECTIVE DATE: October 1, 2011

### **COMMITTEE ACTION**

Select Committee on Children

Joint Favorable Substitute Change of Reference Yea 12 Nay 0 (03/03/2011)

**Judiciary Committee** 

Joint Favorable Yea 44 Nay 0 (04/12/2011)